

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1036, A bill to be entitled "An Act amending House bill No. 97, passed by the Fourth Called Session of the Forty-first Legislature, Chapter 23, page 43, of the Fourth and Fifth Called Sessions of the Forty-first Legislature, repealing all laws in conflict with this act, and declaring an emergency."

(Relating to the catching of fish in the fresh waters of certain counties.)

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 603, A bill to be entitled "An Act fixing the salary of the county commissioners in counties in which the population is as many as seventy-six thousand (76,000) inhabitants and is less than seventy-eight thousand and one (78,001) inhabitants according to the 1930 United States census, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 946, A bill to be entitled "An Act creating the county court at law of Hidalgo county, Texas; fixing and defining the jurisdictions and terms thereof, prescribing the qualifications, manner of appointment and elections, term of office, compensation and powers of the regular or special judge thereof, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 27, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 6, Proposing an amendment to Article VIII of the Constitution of the State of Texas by adding thereto Section 1a; exempting all homesteads from taxation except so much thereof as exceeds two thousand dollars in valuation,

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 28, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 628, A bill to be entitled "An Act to provide for the compressing of cotton at the nearest compress which is transported over the public highway by carriers for hire by motor vehicle; fixing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, April 28, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 9, Amendment to Article III, Section 48, of the Constitution of the State of Texas,

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

FORTY-NINTH DAY.

(Continued.)

(Wednesday, April 29, 1931.)

The House met at 9 o'clock a. m., and was called to order by Speaker Minor.

LEAVE OF ABSENCE GRANTED.

Mr. Reader was (by unanimous consent) granted leave of absence for today, Thursday, Friday and Saturday of this week, on motion of Mr. Anderson.

RELATING TO HOUSE BILL
NO. 1043.

Mr. Sanders moved to reconsider the action of the House by which House bill No. 1043 was, on yesterday, introduced by unanimous consent.

Mr. Anderson moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—41.

Alsup.	Jones of Shelby.
Anderson.	Lasseter.
Bond.	Lockhart.
Bradley.	McCombs.
Brice.	McGill.
Burns of Walker.	McGregor.
Coombes.	Mehl.
Cox of Limestone.	Munson.
Daniel.	Ratliff.
Davis.	Ray.
DeWolfe.	Richardson.
Dwyer.	Rogers.
Elliott.	Savage.
Engelhard.	Sherrill.
Ferguson.	Stephens.
Fisher.	Stevenson.
Hardy.	Terrell
Harrison	of Val Verde.
of El Paso.	Walker.
Hines.	Westbrook.
Holland.	Young.
Hoskins.	

Nays—71.

Adams of Jasper.	Hanson.
Adamson.	Harman.
Baker.	Hefley.
Bedford.	Herzik.
Bounds.	Hill.
Boyd.	Holder.
Brooks.	Holloway.
Bryant.	Howsley.
Burns	Hubbard.
of McCulloch.	Johnson
Carpenter.	of Dallam.
Claunch.	Johnson
Coltrin.	of Dimmit.
Cox of Lamar.	Jones of Atascosa.
Cunningham.	Kennedy.
Dodd.	Lee.
Dowell.	Lilley.
Dunlap.	McDougald.
Farmer.	Magee.
Farrar.	Mathis.
Forbes.	Metcalfe.
Ford.	Moffett.
Fuchs.	Moore.
Gilbert.	Murphy.
Giles.	Nicholson.
Grogan.	Olsen.

Petsch.	Terrell
Rountree.	of Cherokee.
Sanders.	Towery.
Satterwhite.	Turner.
Scott.	Vaughan.
Shelton.	Veatch.
Smith of Bastrop.	Warwick.
Sparkman.	West of Coryell.
Steward.	West of Cameron.
Strong.	Wiggs.
Sullivant.	Wyatt.
Tarwater.	

Absent.

Adkins.	Johnson of Morris.
Akin.	Justiss.
Barron.	Kayton.
Beck.	Keller.
Caven.	Laird.
Dale.	Lemens.
Donnell.	Leonard.
Duvall.	Long.
Finn.	Martin.
Goodman.	O'Quinn.
Graves.	Patterson.
Greathouse.	Pope.
Harrison	Ramsey.
of Waller.	Smith of Wood.
Hatchitt.	Van Zandt.
Hughes.	Wagstaff.
Jackson.	Weinert.

Absent—Excused.

Adams of Harris.	Morse.
Albritton.	Reader.

Question then recurring on the motion to reconsider, it prevailed by the following vote:

Yeas—73.

Adams of Jasper.	Hanson.
Adamson.	Harman.
Alsup.	Hefley.
Baker.	Herzik.
Bedford.	Hill.
Bounds.	Holder.
Boyd.	Holloway.
Brooks.	Howsley.
Burns	Hubbard.
of McCulloch.	Hughes.
Carpenter.	Johnson
Claunch.	of Dallam.
Coltrin.	Johnson
Cox of Lamar.	of Dimmit.
Cunningham.	Johnson of Morris.
Dodd.	Jones of Atascosa.
Dowell.	Kennedy.
Dunlap.	Lee.
Farmer.	Lilley.
Farrar.	McDougald.
Forbes.	Magee.
Ford.	Mathis.
Gilbert.	Metcalfe.
Giles.	Moffett.
Grogan.	Moore.

Murphy.	Sullivant.
Nicholson.	Tarwater.
Olsen.	Terrell
Petsch.	of Cherokee.
Richardson.	Towery.
Rountree.	Turner.
Sanders.	Vaughan.
Satterwhite.	Veatch.
Scott.	Warwick.
Shelton.	West of Coryell.
Smith of Bastrop.	West of Cameron.
Sparkman.	Wiggs.
Steward.	Wyatt.
Strong.	

Nays—40.

Akin.	Holland.
Albritton.	Hoskins.
Anderson.	Jones of Shelby.
Bond.	Lasseter.
Bradley.	Lockhart.
Brice.	McCombs.
Bryant.	McGill.
Burns of Walker.	Mehl.
Coombes.	Munson.
Cox of Limestone.	Ratliff.
Daniel.	Ray.
Davis.	Rogers.
DeWolfe.	Savage.
Dwyer.	Sherrill.
Elliott.	Stephens.
Engelhard.	Stevenson.
Ferguson.	Terrell
Hardy.	of Val Verde.
Harrison	Walker.
of El Paso.	Westbrook.
Hines.	Young.

Present—Not Voting.

Fisher.

Absent.

Adkins.	Kayton.
Barron.	Keller.
Beck.	Laird.
Caven.	Lemens.
Dale.	Leonard.
Donnell.	Long.
Duvall.	McGregor.
Finn.	Martin.
Fuchs.	O'Quinn.
Goodman.	Patterson.
Graves.	Pope.
Greathouse.	Ramsey.
Harrison	Smith of Wood.
of Waller.	Van Zandt.
Hatchitt.	Wagstaff.
Jackson.	Weinert.
Justiss.	

Absent—Excused.

Adams of Harris.	Reader.
Morse.	

Question—Shall House bill No. 1043 be introduced?

Mr. Satterwhite moved that fur-

ther consideration of the matter be postponed until 11 o'clock a. m. today.

Mr. Sullivant moved to table the motion to postpone further consideration of the motion by Mr. Sanders.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—45.

Adams of Jasper.	Howesley.
Alsup.	Johnson of Morris.
Bradley.	Lilley.
Brooks.	Magee.
Bryant.	Mathis.
Burns	Moore.
of McCulloch.	Murphy.
Claunch.	Nicholson.
Coltrin.	Petsch.
Cox of Lamar.	Rountree.
Cunningham.	Shelton.
Dodd.	Sparkman.
Dowell.	Strong.
Dunlap.	Sullivant.
Forbes.	Tarwater.
Ford.	Terrell
Fuchs.	of Cherokee.
Gilbert.	Towery.
Grogan.	Turner.
Hanson.	Vaughan.
Harman.	Warwick.
Hill.	West of Cameron.
Holder.	Wiggs.
Holloway.	

Nays—61.

Albritton.	Johnson
Anderson.	of Dimmit.
Baker.	Jones of Shelby.
Bond.	Jones of Atascosa.
Bounds.	Justiss.
Boyd.	Kennedy.
Brice.	Lasseter.
Burns of Walker.	Lockhart.
Carpenter.	McCombs.
Coombes.	McDougald.
Cox of Limestone.	McGill.
Daniel.	McGregor.
Davis.	Mehl.
DeWolfe.	Metcalfe.
Dwyer.	Moffett.
Elliott.	Munson.
Engelhard.	Olsen.
Farmer.	Ratliff.
Farrar.	Ray.
Ferguson.	Richardson.
Fisher.	Rogers.
Giles.	Sanders.
Hardy.	Satterwhite.
Harrison	Scott.
of El Paso.	Smith of Bastrop.
Hoskins.	Stephens.
Hubbard.	Stevenson.
Hughes.	Steward.
Johnson	Terrell
of Dallam.	of Val Verde.

Veatch.
Walker.
Westbrook.

Wyatt.
Young.

Absent.

Adamson.	Jackson.
Adkins.	Kayton.
Akin.	Keller.
Barron.	Laird.
Beck.	Lee.
Bedford.	Lemens.
Caven.	Leonard.
Dale.	Long.
Donnell.	Martin.
Duvall.	O'Quinn.
Finn.	Patterson.
Goodman.	Pope.
Graves.	Ramsey.
Greathouse.	Savage.
Harrison	Sherrill.
of Waller.	Smith of Wood.
Hatchitt.	Van Zandt.
Hefley.	Wagstaff.
Herzik.	Weinert.
Hines.	West of Coryell.
Holland.	

Absent—Excused.

Adams of Harris. Reader.
Morse.

Reason for Vote.

I vote "no" on the motion to table the motion to postpone, because the author of the bill is absent and ought to be heard on his motion to introduce his bill.

McDOUGALD.

Question recurring on the motion to postpone further consideration of the introduction of the bill, it prevailed by the following vote:

Yeas—80.

Albritton.	Farmer.
Alsup.	Farrar.
Anderson.	Ferguson.
Baker.	Fisher.
Bedford.	Ford.
Bounds.	Fuchs.
Boyd.	Goodman.
Bradley.	Hanson.
Brice.	Hardy.
Brooks.	Harrison of El Paso.
Burns of Walker.	Hefley.
Carpenter.	Herzik.
Claunch.	Holland.
Coltrin.	Holloway.
Coombes.	Hoskins.
Cox of Lamar.	Hubbard.
Cox of Limestone.	Hughes.
Daniel.	Jackson.
DeWolfe.	Johnson
Dwyer.	of Dallam.
Elliott.	Johnson
Engelhard.	of Dimmit.

Johnson of Morris.	Rogers.
Jones of Shelby.	Sanders.
Jones of Atascosa.	Satterwhite.
Justiss.	Scott.
Kennedy.	Shelton.
Lasseter.	Smith of Bastrop.
Lockhart.	Sparkman.
McCombs.	Stephens.
McDougald.	Stevenson.
McGill.	Steward.
Magee.	Tarwater.
Mathis.	Terrell
Mehl.	of Val Verde.
Metcalfe.	Turner.
Moffett.	Veatch.
Murphy.	Walker.
Patterson.	Westbrook.
Ratliff.	Wyatt.
Ray.	Young.
Richardson.	

Nays—24.

Adams of Jasper.	Nicholson.
Bryant.	Olsen.
Cunningham.	Petsch.
Dodd.	Rountree.
Forbes.	Strong.
Gilbert.	Sullivant.
Grogan.	Terrell
Harman.	of Cherokee.
Hill.	Towery.
Holder.	Vaughan.
Howsley.	West of Cameron.
Lilley.	Wiggs.
Moore.	

Absent.

Adamson.	Hines.
Adkins.	Kayton.
Akin.	Keller.
Barron.	Laird.
Beck.	Lee.
Bond.	Lemens.
Burns	Leonard.
of McCulloch.	Long.
Caven.	McGregor.
Dale.	Martin.
Davis.	Munson.
Donnell.	O'Quinn.
Dowell.	Pope.
Dunlap.	Ramsey.
Duvall.	Savage.
Finn.	Sherrill.
Giles.	Smith of Wood.
Graves.	Van Zandt.
Greathouse.	Wagstaff.
Harrison	Warwick.
of Waller.	Weinert.
Hatchitt.	West of Coryell.

Absent—Excused.

Adams of Harris. Reader.
Morse.

Reason for Vote.

I vote "yea" on the motion to post-

pone, because the author of the bill is absent and ought to be heard on his motion to introduce his bill.

McDOUGALD.

HOUSE BILL NO. 177 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House as postponed business, on its passage to engrossment.

H. B. No. 177, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways; providing for issuance of licenses, revocation thereof, forbidding driving by persons without licenses; providing penalties, etc., and declaring an emergency."

The bill having heretofore been read second time, with committee amendment by Mr. Bradley pending.

(Mr. Satterwhite in the chair.)

Mr. Bedford offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177, Section 17, by adding thereto the following section:

"Seventh: Conviction upon two charges of aggravated assault with motor vehicles."

The amendment was adopted.

Mr. Harrison of El Paso offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out Section 22 thereof and by renumbering the sections accordingly.

The amendment was adopted.

Mr. Farrar offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out all of line 1, on page 12, of the printed bill after the word "than," and lines 2 and 3 following on said page 12 and inserting in lieu thereof the following "two hundred dollars (\$200)."

FARRAR,
HARRISON of El Paso.

The amendment was adopted.

Mr. Bradley offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out all of Section 18 and by substituting in lieu thereof the following:

"Section 18. Maximum Suspension Authorized and Possession of License. — Courts having jurisdiction over offenses committed hereunder shall not order suspension for more than a year, and the department in carrying out the orders of said courts, shall not suspend a license for a period of more than one year; and upon suspending or revoking any license, the department shall require that such license and the badge of any chauffeur, whose license is suspended or revoked, shall be surrendered to and retained by the Department, except that at the end of the period of suspension, such license and any chauffeur's badge so surrendered shall be returned to the licensee; provided, no license shall be suspended or revoked until the accused has had an opportunity for a jury trial as to the facts in the justice court of his residence."

BRADLEY,
McGILL,
FARMER.

The amendment was adopted.

Mr. McGill offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177, page 8, line 5, of the printed bill by inserting between the words "highways" and "shall" in said line, the following: "in any case in which there may be a conviction and the court shall desire to recommend the suspension or revocation of the operator's or chauffeur's license," and by changing the word "may" in line 9 thereof to "shall," and by striking out in lines 11 and 12 thereof the words "thereupon consider and act upon such recommendation in such a manner as may seem to it best," and by inserting in lieu thereof the following: "suspend or revoke such license in accordance with such recommendation; provided, however, that nothing in this section shall be construed to allow any court to fail to forward to the Department the records of conviction contemplated in the following section, and every court having jurisdiction over offenses committed under this act, or any other law of this State regulating the operation of motor vehicles on highways, shall forward to the Department a record of final conviction of any person in said court on charge of the commission of any of the crimes listed in Section 17 hereof, including the crime described in subsection (d) thereof."

The amendment was adopted.

Mr. Kennedy offered the following amendments to the (committee) amendment:

(1)

Amend committee amendment No. 1 to House bill No. 177, on page 6, in line 15, of the printed bill, by adding the words "or county" after the word "State."

(2)

Amend committee amendment No. 1 to House bill No. 177 by striking out the phrase "twenty cents (20c)" in line 13, on page 6, of the printed bill, and by substituting in lieu thereof the following "fifteen cents (15c)."

(3)

Amend committee amendment No. 1 to House bill No. 177, on page 12, line 8, of the printed bill, by substituting "thirty cents (30c)" for "fifty cents (50c)."

The amendments were severally adopted.

Mr. Holland offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out all of subsections (a) and (b) in Section 1 thereof, and by substituting in lieu of said two subsections the following:

"(a). 'Motor Vehicle.'—Every device in, upon or by which any person or person or person is or may be transported or drawn upon a public highway under mechanical self-propelling power, excepting devices moved exclusively on stationary rails or tracks," and by renumbering the subsections of said Section 1 accordingly.

The amendment was adopted.

Mr. Holland offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by inserting between the words "driving a" and "vehicle," on page 8, line 23, of the printed bill, the following: "motor."

The amendment was adopted.

Mr. McGill offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177, page 5, line 14, of the printed bill, by adding at the end of said line the following: "or the county judge of the county in which said minor resides."

The amendment was adopted.

Mr. Jones of Atascosa offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177, Section 5, subsection (c), page 4, line 7, of the printed bill, by striking out the word "read" and inserting in lieu thereof the word "understand."

The amendment was adopted.

Mr. McCombs offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by inserting at the end of subsection (a) of Section 9, on page 5, and after the period in line 22, page 9, of the printed bill, the following: "no physical defect of the applicant shall debar him or her from receiving and using a license unless it can be shown by common experience that such defect incapacitates him or her from safely operating a motor vehicle."

McCOMBS,
LEONARD.

The amendment was adopted.

Mr. Farmer offered the following amendment to the (committee) amendment:

Amend House bill No. 177 by striking out all of paragraph "c" in pages 9 and 10 of Section 18.

The amendment was adopted.

Mr. Bradley offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by adding to the end of Section 14 thereof the following: "it shall be a defense to any charge under this section that the person so charged produce in court an operator's or chauffeur's license therefor issued to such person and valid at the time of his arrest."

The amendment was adopted.

Mr. Farrar offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out the words "fifteen (15) years" wherever the same appear in said committee amendment and by substituting in lieu thereof the words "thirteen (13) years."

FARRAR,
TERRELL of Val Verde.

The amendment was adopted.

Mr. Bradley offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by substituting 23 (b) for 24 (b) on page 3, line 25, and page 11, line 33, of the printed bill.

The amendment was adopted.

Mr. Holland offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out all of Section 19 and by substituting in lieu thereof the following:

"Sec. 19. Right of Appeal to Court.—Any person denied a license or whose license has been suspended or revoked by the Department shall have the right to file a petition within thirty (30) days thereafter for a hearing in the matter in the county court or county court at law of the county wherein such person shall reside, and such court is hereby vested with jurisdiction, and it shall be its duty to set the matter for hearing upon ten days' written notice to the State Highway Commission at Austin, Texas, and thereupon to take testimony and examine into the facts of the case and to determine whether the petitioner is entitled to a license or is subject to suspension or to revocation of license under the provisions of this act; the petitioner shall have the right to a jury trial, and the procedure shall be the same as in other cases as now provided by law; the right of appeal as set forth in this section shall not apply to convictions set forth in Section 17, subsection (a) of this act."

The amendment was adopted.

Mr. Tarwater offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by adding to the end of Section 3 a new sub-section as follows:

"(c) Minors thirteen (13) years of age or older, who have met all requirements as provided for in this act, except payment of the license fee, and who are living with and dependent on their parents or guardians, shall be permitted to use said parents' or guardians' license in operating motor vehicles, provided that said minor's signature appears on said license. Suspension or revocation of a minor's license to drive, hereinafter

provided for, shall not affect the licensing of parents or guardians of said minors or other minors qualified under the terms herein provided for. The Department shall provide suitable forms for such family licenses."

TARWATER,
JOHNSON of Morris.

The amendment was adopted.

Mr. McGill offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177, page 7, line 21, by inserting after the word "Department" in said line, the following: "when stopped because of violation of any of the traffic laws of this State or traffic ordinances of any municipality."

Mr. Bradley offered the following substitute for the amendment:

Amend committee amendment No. 1 to House bill No. 177, page 7, line 21, of the printed bill, by striking out everything in said section after the word "Department," and by substituting in lieu thereof the following: "when stopped because of violation of any of the traffic laws of this State, or any traffic ordinances of any municipality; provided, however, that said licensee may be stopped at any time while in the immediate possession of a motor vehicle by the legal authorities mentioned in this section while said licensee is within the limits of any municipality of this State."

The substitute amendment was lost.

Question then recurring on the amendment by Mr. McGill, it was adopted.

Mr. Anderson offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by adding the following paragraph after line 5, page 9, of the printed bill:

"When an operator's or chauffeur's license has been suspended or revoked for any cause under the terms and the provisions of this act, the motor vehicle in use at the time of the violation of law shall not be used during the time of the suspension or revocation of such operator's or chauffeur's license."

Mr. Bradley offered the following substitute amendment for the amendment:

Amend committee amendment No. 1 to House bill No. 177 by adding the

following paragraph after line 5, page 9, of the printed bill:

"When an operator's or chauffeur's license has been suspended or revoked for any cause under the terms and the provisions of this act, the motor vehicle in use at the time of the violation of law shall not be used during the time of the suspension or revocation of such operator's or chauffeur's license, and the license number plates on said motor vehicle at the time of said violation, shall be detached therefrom, shall be surrendered to, and shall remain in the possession of the Department during the term of said suspension or revocation; however, at the end of said term said license number plates shall be returned to the licensee; nor shall any license number plates be issued for or attached to said motor vehicle during said period of suspension or revocation under any circumstances."

McGILL,
BRADLEY.

On motion of Mr. Justiss, the substitute amendment was tabled.

On motion of Mr. McGill, the amendment by Mr. Anderson was tabled.

Mr. Bradley offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out the last two sentences in Section 7, subsection (b), and by striking out all of Section 10 and substituting in lieu thereof, the following:

"Section 10. Designation of Local Officers.—The Department is hereby authorized and required to designate the tax collector of each county as examiner who, personally or through his deputies, shall examine the applicants for operator's or chauffeur's licenses. It shall be the duty of any such tax collector to conduct examinations of applicants for operator's and chauffeur's licenses under the provisions of this act and to make a written report of findings and recommendations upon such examination to the Department. No examiner shall receive a fee in excess of fifteen cents (15c) for any license issued by him, and no examiner, or his deputy, receiving a salary from the State or county shall receive any fees for his services to the Department in issuing operator's or chauffeur's licenses."

The amendment was adopted.

Mr. Bradley offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to House bill No. 177 by striking out all of Section 25 of the printed bill and substituting in lieu thereof the following:

"Section 25. Fees.—The fee to be collected by the tax collector of each county for each chauffeur's license issued by him shall be three dollars (\$3) and the fee to be collected by the tax collector for each operator's license shall be thirty cents (30c), such fees to be paid to the said tax collector upon making application for the issuance of the license, the funds derived from such operator's and chauffeur's licenses to be deposited in the county treasury of such county," and by striking out the following at the end of Section 26 of the printed bill: "without charge therefor," and by substituting in lieu thereof the following: "at a charge for said forms of applications, examinations, licenses, bulletins and other forms not to exceed the actual cost thereof."

The amendment was adopted.

Mr. Sullivant moved the previous question on the engrossment of the bill, and the main question was ordered.

Mr. Burns of McCulloch moved to reconsider the vote by which the previous question was ordered.

The motion to reconsider prevailed.

Question recurring on the motion for the main question, it was lost.

Mr. Cox of Lamar offered the following amendment to the bill:

Amend House bill No. 177 by striking out the enacting clause.

Mr. Savage moved the previous question on the pending amendment and the bill, and the main question was ordered.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Question recurring on the amendment by Mr. Cox of Lamar, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—51.

Adamson.
Akin.
Baker.
Bond.
Boyd.

Burns of Walker.
Burns
of McCulloch.
Caven.
Coombes.

Cox of Lamar.	McCombs.
Dale.	McGregor.
Daniel.	Mehl.
Davis.	Olsen.
Dwyer.	Pope.
Elliott.	Ramsey.
Farmer.	Richardson.
Farrar.	Scott.
Ferguson.	Sherrill.
Finn.	Sparkman.
Goodman.	Stevenson.
Greathouse.	Tarwater.
Hanson.	Terrell
Hefley.	of Cherokee.
Hill.	Towery.
Hines.	Vaughan.
Holloway.	Veatch.
Johnson of Morris.	Walker.
Jones of Shelby.	Weinert.
Justiss.	Wyatt.
Lasseter.	Young.
Long.	

Nays—73.

Albritton.	Johnson
Alsup.	of Dimmit.
Anderson.	Jones of Atascosa.
Barron.	Kayton.
Beck.	Keller.
Bedford.	Kennedy.
Bounds.	Laird.
Bradley.	Lemens.
Brooks.	Leonard.
Bryant.	Lilley.
Carpenter.	Lockhart.
Claunch.	McGill.
Coltrin.	Magee.
Cox of Limestone.	Martin.
DeWolfe.	Metcalfe.
Dodd.	Moffett.
Donnell.	Moore.
Dowell.	Munson.
Engelhard.	Murphy.
Fisher.	Nicholson.
Forbes.	O'Quinn.
Ford.	Ratliff.
Fuchs.	Ray.
Gilbert.	Rogers.
Graves.	Rountree.
Grogan.	Sanders.
Hardy.	Satterwhite.
Harrison	Savage.
of El Paso.	Shelton.
Harrison	Smith of Bastrop.
of Waller.	Stephens.
Hatchitt.	Steward.
Herzik.	Terrell
Holder.	of Val Verde.
Hoskins.	Turner.
Hubbard.	Wagstaff.
Hughes.	West of Cameron
Jackson.	Wiggs.
Johnson	
of Dallam.	

Present—Not Voting.

Howsley.

Absent.

Adams of Jasper.	Mathis.
Adkins.	Patterson.
Brice.	Petsch.
Cunningham.	Smith of Wood.
Dunlap.	Strong.
Duvall.	Sullivant.
Giles.	Van Zandt.
Harman.	Warwick.
Holland.	West of Coryell.
Lee.	Westbrook.
McDougald.	

Absent—Excused.

Adams of Harris. Reader.
Morse.

Paired.

Mr. Howsley (present), who would vote "yea," with Mr. Petsch (absent), who would vote "nay."

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 177 then failed to pass to engrossment by the following vote:

Yeas—56.

Anderson.	Kayton.
Barron.	Keller.
Beck.	Kennedy.
Bedford.	Lemens.
Bounds.	Leonard.
Bradley.	Lilley.
Brooks.	McGill.
Carpenter.	Magee.
Cox of Limestone.	Martin.
Dodd.	Metcalfe.
Donnell.	Moffett.
Dowell.	Moore.
Engelhard.	Munson.
Fisher.	Murphy.
Forbes.	Nicholson.
Ford.	Ratliff.
Graves.	Ray.
Grogan.	Rountree.
Hardy.	Sanders.
Harrison	Satterwhite.
of El Paso.	Savage.
Hatchitt.	Shelton.
Hines.	Smith of Bastrop.
Holder.	Stephens.
Hubbard.	Steward.
Hughes.	Terrell
Jackson.	of Val Verde.
Johnson	West of Cameron.
of Dallam.	Wiggs.
Johnson	
of Dimmit.	

Nays—67.

Adamson.	Alsup.
Akin.	Baker.
Albritton.	Bond.

Boyd.	Justiss.
Brice.	Lasseter.
Bryant.	Lee.
Burns of Walker.	Lockhart.
Burns	Long.
of McCulloch.	McGregor.
Caven.	Mathis.
Claunch.	Mehl.
Coltrin.	Olsen.
Coombes.	O'Quinn.
Cox of Lamar.	Patterson.
Dale.	Pope.
Daniel.	Ramsey.
Davis.	Richardson.
DeWolfe.	Rogers.
Dwyer.	Scott.
Elliott.	Sherrill.
Farmer.	Sparkman.
Farrar.	Stevenson.
Ferguson.	Strong.
Finn.	Sullivant.
Goodman.	Tarwater.
Greathouse.	Terrell
Hanson.	of Cherokee.
Harrison	Towery.
of Waller.	Turner.
Hefley.	Vaughan.
Hill.	Veatch.
Holloway.	Walker.
Johnson of Morris.	Weinert.
Jones of Shelby.	Wyatt.
Jones of Atascosa.	Young.

Présent—Not Voting.

Gilbert.	Howsley.
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Absent.

Adams of Jasper.	Laird.
Adkins.	McCombs.
Cunningham.	McDougald.
Dunlap.	Petsch.
Duvall.	Smith of Wood.
Fuchs.	Van Zandt.
Giles.	Wagstaff.
Harman.	Warwick.
Herzik.	West of Coryell.
Holland.	Westbrook.
Hoskins.	

Absent—Excused.

Adams of Harris.	Reader.
Morse.	

Paired.

Mr. Howsley (present), who would vote "nay," with Mr. Petsch (absent), who would vote "yea."

Mr. Pope moved to reconsider the vote by which the bill failed to pass to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

Reason for Vote.

I believe we should have a reasonable law regulating the driving of motor vehicles on our streets and highways, but vote "nay" on House bill No. 177, because I believe same is too drastic, complicated, and would lead to much confusion and many abuses.

GOODMAN.

Reason for Voting "Present."

I have been absent from the Chamber and do not know what amendments have been adopted. I favor a proper and fair drivers' license law.

GILBERT.

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled resolution:

H. J. R. No. 1, Proposing an amendment to the Constitution of the State of Texas by amending Section 33 and Section 40 of Article 16 of the Constitution of Texas, so as to permit officers of the National Guard, the National Guard Reserve, and the Officers' Reserve Corps of the United States, and enlisted men of the National Guard, the National Guard Reserve, and the Organized Reserves of the United States, and retired officers of the United States army, navy and marine corps, and retired enlisted men of the United States army, navy and marine corps, to hold public office in Texas.

RECESS.

On motion of Mr. Hardy, the House, at 12 o'clock m., took recess until 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 359.

Mr. Keller, chairman, submitted the following conference committee report on Senate bill No. 359:

Committee Room,
Astin, Texas, April 28, 1931.

Hon. Edgar E. Witt, President of the Senate; Hon. Fred H. Minor, Speaker of the House of Representatives.

Sirs: We, your conference committee, heretofore appointed to adjust the difference between the Senate and House, having duly considered Senate bill No. 359 and the amendment adopted by the House, which amendment strikes out of line 28, page 2, the words "such injured employe," and substitutes in lieu thereof the following words: "the party requesting the examination," beg to report that after due consideration we have reached an agreement whereby we have eliminated the House amendment from the bill, but we have rewritten Section 2 of Section 4, and in lieu of said Section 2 of said Section 4, we have adopted the following language, to-wit:

"When authorized by the board the Association shall have the privilege of having any injured employe examined by a physician or physicians of its own selection, at reasonable times, at a place or places suitable to the condition of the injured employe and convenient and accessible to him. The Association shall pay for such examination and the reasonable expense incident to the injured employe in submitting thereto. The injured employe shall have the privilege to have a physician of his own selection present to participate in such examination. Provided, when such examination is directed by the Board at the request of the Association, the Association shall pay the fee of the physician selected by the employe, such fee to be fixed by the Board."

We, therefore, recommend that Senate bill No. 359 as amended by your conference committee be passed, and that this report be in all things adopted.

Respectfully submitted,

WOODWARD,
PURL,
HORNSBY,
MARTIN,
SMALL,

On the part of the Senate.

KELLER,
TERRELL of Val Verde,
LEMENS,
HARRISON of El Paso,
POPE,

On the part of the House.

On motion of Mr. Keller, the report was adopted by the following vote:

Yeas—105.

Adams of Jasper.	Kayton.
Adamson.	Keller.
Adkins.	Kennedy.
Akin.	Laird.
Albritton.	Lasseter.
Alsup.	Lee.
Anderson.	Lilley.
Bond.	Lockhart.
Bounds.	McDougald.
Boyd.	McGill.
Brice.	McGregor.
Bryant.	Magee.
Carpenter.	Martin.
Claunch.	Mathis.
Coombes.	Metcalfe.
Cox of Lamar.	Moffett.
Cox of Limestone.	Moore.
Dale.	Munson.
Davis.	Murphy.
DeWolfe.	Nicholson.
Dodd.	Olsen.
Donnell.	Patterson.
Elliott.	Petsch.
Engelhard.	Pope.
Farmer.	Ratliff.
Farrar.	Ray.
Ferguson.	Richardson.
Fisher.	Rogers.
Ford.	Sanders.
Fuchs.	Savage.
Gilbert.	Scott.
Giles.	Shelton.
Goodman.	Sherrill.
Graves.	Smith of Bastrop.
Greathouse.	Sparkman.
Grogan.	Stephens.
Hanson.	Steward.
Hardy.	Strong.
Harrison	Sullivan.
of El Paso.	Tarwater.
Herzik.	Terrell
Hill.	of Cherokee.
Holland.	Terrell
Hoskins.	of Val Verde.
Hubbard.	Towery.
Hughes.	Turner.
Jackson.	Vaughan.
Johnson	Veatch.
of Dallam.	Wagstaff.
Johnson	Walker.
of Dimmit.	Warwick.
Johnson of Morris.	Weinert.
Jones of Shelby.	West of Coryell.
Jones of Atascosa.	Wiggs.
Justiss.	Young.

Absent.

Baker.	Bradley.
Barron.	Brooks.
Beck.	Burns
Bedford.	of McCulloch.

Burns of Walker.	Holloway.
Caven.	Howsley.
Coltrin.	Lemens.
Cunningham.	Leonard.
Daniel.	Long.
Dowell.	McCombs.
Dunlap.	Mehl.
Duvall.	O'Quinn.
Dwyer.	Ramsey.
Finn.	Rountree.
Forbes.	Satterwhite.
Harman.	Smith of Wood.
Harrison	Stevenson.
of Waller.	Van Zandt.
Hatchitt.	West of Cameron.
Hefley.	Westbrook.
Hines.	Wyatt.
Holder.	

Absent—Excused.

Adams of Harris. Reader.
Morse.

CONFERENCE COMMITTEE RE- PORT ON SENATE BILL NO. 275.

Mr. Holland, chairman, submitted the following conference committee report on Senate bill No. 275:

Committee Room,
Austin, Texas, April 28. 1931.

Hon. Edgar E. Witt, President of the Senate; Hon. Fred H. Minor, Speaker of the House of Representatives.

Sirs: We, your free conference committee, to whom was referred Senate bill No. 275, have had the same under consideration, and we respectfully report it back to the Senate and the House with the recommendation that it do not pass, but that the attached committee substitute do pass in lieu thereof.

A BILL

To Be Entitled

"An Act to amend Chapter 82, General and Special Laws of the Fortieth Legislature, Regular Session, approved March 12, 1927, entitled: 'An Act relating to the duties of the county board of trustees of the public schools of this State, in all counties having 210,000 population or more, according to the last preceding Federal census, authorizing them to condemn land for school purposes; to subdivide their respective counties into convenient school districts; to increase or reduce the area of independent and common school districts; create additional districts; consolidate two or more

adjacent districts; subdivide any districts; revise or rearrange the boundaries of any districts; attach territory thereto or detach territory therefrom and to adjust the district properties and bonded indebtedness against such districts and detached or added territory upon a just and equitable basis, providing a method of apportioning school funds to the respective districts and providing for the election of the county board of school trustees; and repealing all laws, general or special, in conflict therewith, and declaring an emergency,' in so far as same may be applicable to counties having more than 275,000 and less than 300,000 population, according to the last preceding Federal census, and counties having more than 350,000 population, according to the last preceding Federal census, by adding thereto Section 11a providing a method of apportioning school funds to independent school districts having 500 scholastics or more in such counties in this State, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. Chapter 82 of the General and Special Laws of the Fortieth Legislature, Regular Session, approved March 12, 1927, is hereby amended by adding after Section 11 thereof a new section numbered 11a, to read as follows:

"Section 11a. Provided, that in all counties having more than 275,000 and less than 300,000 population, according to the last preceding Federal census, and counties having more than 350,000 population, according to the last preceding Federal census, all independent school districts having 500 scholastics or more shall be entitled to receive their pro rata part of the entire available funds arising for the county permanent school funds to be paid to such independent school districts on a per capita basis, and such independent school districts shall likewise be entitled to receive their pro rata part on a per capita basis of all other available school funds including the State per capita apportionment, and the pro rata part of the State per capita apportionment to which any such independent school district shall be entitled shall be paid by the Comptroller by a warrant or warrants

in favor of the treasurer of each such independent school district."

Sec. 2. The fact that there exists doubt with respect to the proper method and basis of apportionment of all available school funds and the State per capita apportionment in so far as independent school districts having 500 or more scholastics are concerned in counties having more than 275,000 and less than 300,000 population, according to the last preceding Federal census, and counties having more than 350,000 population, according to the last preceding Federal census and that great confusion exists in the administration of school affairs in such counties creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and the same is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

WOODUL,
WILLIAMSON,
PARR,
PURL,

On the part of the Senate.

HOLLAND,
READER,
JACKSON,
HARMAN,
HUGHES,

On the part of the House.

On motion of Mr. Holland, the report was adopted by the following vote:

Yeas—101.

Adams of Jasper.	Donnell.
Adamson.	Elliott.
Albritton.	Engelhard.
Alsup.	Ferguson.
Anderson.	Fisher.
Baker.	Ford.
Bond.	Fuchs.
Bounds.	Gilbert.
Boyd.	Goodman.
Brice.	Graves.
Bryant.	Greathouse.
Carpenter.	Grogan.
Claunch.	Hanson.
Coombes.	Hardy.
Cox of Lamar.	Harman.
Cox of Limestone.	Harrison
Dale.	of El Paso.
Davis.	Hefley.
DeWolfe.	Herzik.
Dodd.	Hill.

Holland.	Patterson.
Hoskins.	Petsch.
Hubbard.	Pope.
Hughes.	Ratliff.
Johnson	Ray.
of Dallam.	Richardson.
Johnson	Rogers.
of Dimmit.	Sanders.
Johnson of Morris.	Savage.
Jones of Shelby.	Scott.
Jones of Atascosa.	Shelton.
Justiss.	Sherrill.
Kayton.	Smith of Bastrop.
Keller.	Sparkman.
Kennedy.	Stephens.
Laird.	Stevenson.
Lasseter.	Steward.
Lee.	Strong.
Lilley.	Sullivant.
Lockhart.	Terrell
McDougald.	of Cherokee.
McGill.	Towery.
McGregor.	Turner.
Magee.	Vaughan.
Martin.	Veatch.
Mathis.	Wagstaff.
Metcalfe.	Walker.
Moffett.	Warwick.
Moore.	Weinert.
Munson.	West of Coryell.
Murphy.	Wiggs.
Nicholson.	Young.
Olsen.	

Present—Not Voting.

Akin.	Farmer.
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Absent.

Adkins.	Hatchitt.
Barron.	Hines.
Beck.	Holder.
Bedford.	Holloway.
Bradley.	Howsley.
Brooks.	Jackson.
Burns of Walker.	Lemens.
Burns	Leonard.
of McCulloch.	Long.
Caven.	McCombs.
Coltrin.	Mehl.
Cunningham.	O'Quinn.
Daniel.	Ramsey.
Dowell.	Rountree.
Dunlap.	Satterwhite.
Duvall.	Smith of Wood.
Dwyer.	Tarwater.
Farrar.	Terrell
Finn.	of Val Verde.
Forbes.	Van Zandt.
Giles.	West of Cameron.
Harrison	Westbrook.
of Waller.	Wyatt.

Absent—Excused.

Adams of Harris.	Reader.
Morse.	

HOUSE BILL NO. 381, WITH SEN-
ATE AMENDMENTS.

Mr. West of Coryell called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 381, A bill to be entitled "An Act to amend Article 7089, Chapter 3, Title 122, of the Revised Civil Statutes of Texas, relating to report of corporation."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. West of Coryell moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. West of Coryell, Van Zandt, DeWolfe, Metcalfe and Petsch.

HOUSE BILL NO. 397, WITH SEN-
ATE AMENDMENTS.

Mr. Sanders called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 397, A bill to be entitled "An Act making appropriation to cover deficiencies in appropriations heretofore made for the support of the Judiciary Department of the State government of the State of Texas for the fiscal years ending August 31, 1923, 1925, 1927, 1928, 1929 and 1930, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

(Mr. McGill in the chair.)

Mr. Sanders moved that the House concur in the Senate amendments.

(Speaker in the chair.)

Mr. Cox of Lamar moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

On motion of Mr. Hardy, the motion of Mr. Cox of Lamar was tabled.

Question then recurring on the motion by Mr. Sanders, it prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Kayton.
Adams of Jasper.	Keller.
Adamson.	Lee.
Adkins.	Lemens.
Albritton.	Leonard.
Alsup.	Lilley.
Anderson.	Lockhart.
Baker.	Long.
Barron.	McCombs.
Beck.	McDougald.
Bedford.	McGill.
Bounds.	McGregor.
Boyd.	Magee.
Bryant.	Martin.
Burns of Walker.	Mathis.
Claunch.	Metcalfe.
Cox of Limestone.	Moffett.
Cunningham.	Moore.
Dale.	Munson.
DeWolfe.	Murphy.
Donnell.	Nicholson.
Dunlap.	Olsen.
Elliott.	Patterson.
Farrar.	Petsch.
Ferguson.	Pope.
Finn.	Ratliff.
Fisher.	Ray.
Forbes.	Rountree.
Ford.	Sanders.
Fuchs.	Satterwhite.
Gilbert.	Savage.
Giles.	Shelton.
Goodman.	Sherrill.
Graves.	Smith of Bastrop.
Grogan.	Sparkman.
Hanson.	Stevenson.
Hardy.	Steward.
Harman.	Strong.
Harrison	Tarwater.
of El Paso.	Terrell
Hefley.	of Cherokee.
Hines.	Terrell
Holland.	of Val Verde.
Hoskins.	Towery.
Hubbard.	Turner.
Hughes.	Veatch.
Jackson.	Wagstaff.
Johnson	Walker.
of Dallam.	Warwick.
Johnson	West of Coryell.
of Dimmit.	West of Cameron.
Johnson of Morris.	Wyatt.
Jones of Shelby.	Young.
Jones of Atascosa.	

Nays—13.

Akin.	Dodd.
Coltrin.	Farmer.
Coombes.	Kennedy.
Cox of Lamar.	Laird.

Lasseter. Smith of Wood.
Rogers. Vaughan.
Scott.

Present—Not Voting.

Justiss.

Absent.

Bond.	Hatchitt.
Bradley.	Herzik.
Brice.	Hill.
Brooks.	Holder.
Burns	Holloway.
of McCulloch.	Howsley.
Carpenter.	Mehl.
Caven.	O'Quinn.
Daniel.	Ramsey.
Davis.	Richardson.
Dowell.	Stephens.
Duvall.	Sullivan.
Dwyer.	Van Zandt.
Engelhard.	Weinert.
Greathouse.	Westbrook.
Harrison	Wiggs.
of Waller.	

Absent—Excused.

Adams of Harris. Reader.
Morse.

Mr. Hardy moved to reconsider the vote by which the motion by Mr. Sanders was adopted, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today (by unanimous consent), were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Nicholson, Mr. McDougald and Mr. O'Quinn:

H. B. No. 1044, A bill to be entitled "An Act providing for the granting of certain easements to the United States government in a portion of the present and former bed of Sabine Lake in and adjacent to the Port Arthur Canal and the Sabine-Neches Canal; providing the means and manner thereof; providing exceptions and the purposes thereof, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. West of Cameron:

H. B. No. 1045, A bill to be entitled "An Act authorizing navigation dis-

tricts in certain cases to dissolve; providing notice and hearing for the Board of Navigation and Canal Commissioners, and prescribing same; prescribing the method of conducting such hearing; authorizing the Board of Navigation and Canal Commissioners to refuse to order such election or to grant same; prescribing the form of ballot to be used at such election, the method and manner of conducting such election, etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Johnson of Morris:

H. B. No. 1046, A bill to be entitled "An Act providing for the employment of rural school supervisors in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisors; prescribing salaries to be paid such supervisors; providing other things incidental to the purpose of this act, and declaring an emergency."

Referred to Committee on Education.

By Mr. Jones of Atascosa:

H. B. No. 1047, A bill to be entitled "An Act to amend Senate bill No. 139, as enacted by the Forty-second Legislature at its Regular Session, the purpose of which was to authorize county boards of school trustees in certain counties of Texas to employ rural school supervisors in lieu of holding teachers' institutes; defining their duties, fixing their compensation, and declaring an emergency."

Referred to Committee on Education.

RELATIVE TO INTRODUCTION OF HOUSE BILL NO. 1043.

The Speaker laid before the House, as postponed business, for consideration at this time, the motion to suspend the House Rule which relates to the introduction of bills, for the purpose of introducing a bill by Mr. Keller to be numbered House bill No. 1043.

Question recurring on the motion to introduce the bill, it was lost by the following vote:

Yeas—54.

Adamson.	Akin.
Adkins.	Albritton.

Anderson.	Keller.
Baker.	Laird.
Beck.	Lasseter.
Bond.	Leonard.
Bounds.	Lockhart.
Boyd.	Long.
Brice.	McCombs.
Carpenter.	McGill.
Coombes.	Martin.
Cunningham.	Metcalfe.
Davis.	Munson.
DeWolfe.	Patterson.
Dwyer.	Pope.
Ferguson.	Ratliff.
Finn.	Ray.
Hardy.	Richardson.
Hefley.	Rogers.
Herzik.	Savage.
Hines.	Stephens.
Holland.	Veatch.
Hoskins.	Wagstaff.
Hughes.	Walker.
Jackson.	Weinert.
Jones of Shelby.	Wyatt.
Kayton.	Young.

Nays—60.

Adams of Jasper.	Kennedy.
Alsup.	Lee.
Barron.	Lemens.
Bedford.	Lilley.
Bryant.	Magee.
Claunch.	Mathis.
Coltrin.	Moore.
Cox of Lamar.	Murphy.
Cox of Limestone.	Nicholson.
Dale.	Olsen.
Dodd.	Petsch.
Dowell.	Rountree.
Dunlap.	Sanders.
Elliott.	Satterwhite.
Farmer.	Scott.
Farrar.	Shelton.
Forbes.	Smith of Wood.
Ford.	Sparkman.
Fuchs.	Steward.
Giles.	Strong.
Goodman.	Sullivant.
Graves.	Tarwater.
Grogan.	Terrell
Hanson.	of Cherokee.
Hill.	Towery.
Hubbard.	Turner.
Johnson	Vaughan.
of Dallam.	Warwick.
Johnson	West of Coryell.
of Dimmit.	West of Cameron.
Johnson of Morris.	Wiggs.
Justiss.	

Present—Not Voting.

Fisher.	Moffett.
Greathouse.	Smith of Bastrop.
Jones of Atascosa.	

Absent.

Bradley.	Hatchitt.
Brooks.	Holder.
Burns of Walker.	Holloway.
Burns	Howsley.
of McCulloch.	McDougald.
Caven.	McGregor.
Daniel.	Mehl.
Donnell.	O'Quinn.
Duvall.	Ramsey.
Engelhard.	Sherrill.
Gilbert.	Stevenson.
Harman.	Terrell
Harrison	of Val Verde.
of El Paso.	Van Zandt.
Harrison	Westbrook.
of Waller.	

Absent—Excused.

Adams of Harris.	Reader.
Morse.	

Mr. Keller moved to reconsider the vote by which the motion to suspend the rule was lost, and asked to have the motion to reconsider spread on the Journal.

Mr. Sanders called up the motion to reconsider, and moved to table the motion.

The motion prevailed by the following vote:

Yeas—59.

Adams of Jasper.	Kennedy.
Alsup.	Lee.
Bedford.	Lemens.
Bryant.	Lilley.
Burns of Walker.	Magee.
Claunch.	Mathis.
Coltrin.	Murphy.
Cox of Lamar.	Nicholson.
Cox of Limestone.	Olsen.
Dodd.	Patterson.
Dowell.	Petsch.
Elliott.	Rountree.
Farmer.	Sanders.
Farrar.	Satterwhite.
Forbes.	Scott.
Ford.	Shelton.
Fuchs.	Smith of Wood.
Giles.	Sparkman.
Goodman.	Steward.
Graves.	Strong.
Grogan.	Sullivant.
Hanson.	Tarwater.
Herzik.	Terrell
Hill.	of Cherokee.
Hubbard.	Towery.
Johnson	Turner.
of Dallam.	Warwick.
Johnson	West of Coryell.
of Dimmit.	West of Cameron.
Johnson of Morris.	Wiggs.
Justiss.	Wyatt.

Nays—46.

Adamson.	Jones of Shelby.
Adkins.	Kayton.
Akin.	Keller.
Albritton.	Laird.
Anderson.	Lasseter.
Baker.	Leonard.
Beck.	Long.
Bond.	McCombs.
Bounds.	McGill.
Boyd.	Metcalfe.
Brice.	Moffett.
Carpenter.	Munson.
Coombes.	Pope.
Cunningham.	Ratliff.
Davis.	Ray.
DeWolfe.	Richardson.
Dwyer.	Rogers.
Ferguson.	Savage.
Hardy.	Stephens.
Holland.	Wagstaff.
Hoskins.	Walker.
Hughes.	Weinert.
Jackson.	Young.

Present—Not Voting.

Finn.	Greathouse.
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Absent.

Barron.	Holder.
Bradley.	Holloway.
Brooks.	Howsley.
Burns	Jones of Atascosa.
of McCulloch.	Lockhart.
Caven.	McDougald.
Dale.	McGregor.
Daniel.	Martin.
Donnell.	Mehl.
Dunlap.	Moore.
Duvall.	O'Quinn.
Engelhard.	Ramsey.
Fisher.	Sherrill.
Gilbert.	Smith of Bastrop.
Harman.	Stevenson.
Harrison	Terrell
of El Paso.	of Val Verde.
Harrison	Van Zandt.
of Waller.	Vaughan.
Hatchitt.	Veatch.
Hefley.	Westbrook.
Hines.	

Absent—Excused.

Adams of Harris.	Reader.
Morse.	

HOUSE JOINT RESOLUTION NO.
21 ON SECOND READING.

The Speaker laid before the House, on its final passage,

H. J. R. No. 21, Proposing to amend Section 14 of Article 8 of the Constitution and to abrogate Section

16 of said Article 8, so that each county shall elect only one person as the assessor and collector of taxes.

The resolution was read second time.

Mrs. Strong offered the following amendment to the resolution:

Amend House joint resolution No. 21, page 1, lines 26 and 27, by striking out "first Tuesday in August, A. D. 1931," and inserting in lieu therefor the words "next general election to be held on the first Tuesday after the first Monday in November, 1932."

The amendment was adopted.

Mrs. Strong offered the following (committee) amendments to the resolution:

(1)

Amend House joint resolution No. 21 by striking out all of Section 2 and substitute in lieu thereof the following:

"Sec. 2. That Section 16 of Article 8 of the Constitution of Texas be so amended as to hereafter read as follows:

"Sec. 16. The sheriff of each county, in addition to his other duties, shall be the assessor and collector of taxes therefor; but, in counties having 10,000 inhabitants, to be determined by the last preceding census of the United States, an assessor and collector of taxes shall be elected to hold office for two years and until his successor shall be elected and qualified."

(2)

Strike out all above the resolving clause of House joint resolution No. 21 and substitute in lieu thereof the following:

"A joint resolution proposing amendments to Sections 14 and 16 of Article 8 of the Constitution of Texas, combining the offices of tax collector and assessor of taxes; providing the time and manner thereof; providing for its submission to the voters of the State of Texas, as required by the Constitution, and making an appropriation therefor."

The amendments were severally adopted.

Mrs. Strong offered the following amendment to the resolution:

Amend House joint resolution No. 21, page 1, line 40, by striking out the words "two thousand" and inserting in lieu thereof "five thousand."

The amendment was adopted.

Mr. McCombs offered the following amendment to the resolution:

Amend House joint resolution No. 21, line 23, page 1, by changing "1933" to "1935."

The amendment was adopted.

Mr. Sanders asked unanimous consent that the House stand at ease from 3:30 o'clock p. m. today until 4 o'clock p. m. today, out of respect to the memory of Mrs. Alpha E. Johnson, deceased, mother of Mrs. Edgar Witt.

There was no objection offered, and the House, accordingly, at 3:30 o'clock p. m. stood at ease until 4 o'clock p. m. today.

The House reconvened at 4 o'clock p. m., and was called to order by the Speaker.

Mr. Bond moved the previous question on the resolution, and the main question was ordered.

By unanimous consent of the House the caption of the resolution was ordered amended to conform to all changes made in the body of the resolution.

House joint resolution No. 21 was then passed by the following vote:

Yeas—102.

Mr. Speaker.	Fuchs.
Adams of Jasper.	Gilbert.
Adamson.	Giles.
Akin.	Goodman.
Albritton.	Graves.
Alsup.	Greathouse.
Barron.	Grogan.
Bedford.	Hanson.
Bond.	Hardy.
Bounds.	Harman.
Boyd.	Harrison
Bradley.	of Waller.
Brice.	Hatchitt.
Bryant.	Hefley.
Carpenter.	Hill.
Claunch.	Hines.
Coltrin.	Holland.
Coombes.	Hoskins.
Cox of Lamar.	Hubbard.
Cox of Limestone.	Hughes.
Dale.	Jackson.
Daniel.	Johnson
DeWolfe.	of Dallam.
Dodd.	Johnson
Donnell.	of Dimmit.
Dowell.	Justiss.
Elliott.	Kennedy.
Engelhard.	Laird.
Farrar.	Lee.
Ferguson.	Lemens.
Fisher.	Lilley.
Forbes.	Lockhart.
Ford.	Long.

McDougald.
McGill.
Magee.
Metcalf.
Moore.
Munson.
Murphy.
Olsen.
Patterson.
Pope.
Ramsey.
Ratliff.
Ray.
Richardson.
Sanders.
Satterwhite.
Savage.
Scott.
Sherrill.
Smith of Wood.

Sparkman.
Stephens.
Stevenson.
Steward.
Strong.
Sullivant.
Tarwater.
Towery.
Turner.
Vaughan.
Veatch.
Wagstaff.
Walker.
Warwick.
Weinert.
West of Coryell.
West of Cameron.
Wyatt.
Young.

Nays—11.

Baker.	Martin.
Farmer.	Mathis.
Holloway.	O'Quinn.
Johnson of Morris.	Smith of Bastrop.
Jones of Shelby.	Terrell
Lasseter.	of Val Verde.

Present—Not Voting.

Terrell
of Cherokee.

Absent.

Adkins.	Howsley.
Anderson.	Jones of Atascosa.
Beck.	Kayton.
Brooks.	Keller.
Burns of Walker.	Leonard.
Burns	McCombs.
of McCulloch.	McGregor.
Caven.	Mehl.
Cunningham.	Moffett.
Davis.	Nicholson.
Dunlap.	Petsch.
Duvall.	Rogers.
Dwyer.	Rountree.
Finn.	Shelton.
Harrison	Van Zandt.
of El Paso.	Westbrook.
Herzik.	Wiggs.
Holder.	

Absent—Excused.

Adams of Harris. Reader.
Morse.

NOTICE GIVEN.

Mr. Anderson gave notice that he would, on tomorrow, move to take up for consideration at that time, Senate bill No. 97, which bill had heretofore been laid on the table subject to call.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 29, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed

S. B. No. 610, A bill to be entitled
"An Act to provide that oil, gas and
mineral leases, conveyances and min-
ing claims heretofore or hereafter
granted on the public lands of the
State in which the State retains a
royalty or a portion of the gross pro-
duction of the oil, gas and other min-
erals or of the value thereof, and the
rights of the holders thereof and of
their assignees and their income
therefrom, shall not be subject to
income or other taxes levied by the
United States, providing that this act
shall not apply to taxes levied by the
State or subdivisions thereof, and de-
claring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 331 ON THIRD
READING.

The Speaker laid before the House,
on its third reading and final passage,

H. B. No. 331, A bill to be entitled
"An Act to repeal Articles 7280,
7323, 7327, 1329, 7332, 7335, 7342
and 7349 of the Revised Civil Stat-
utes of Texas, 1925, and Chapter 20,
page 25, Acts of Regular Session of
the Fortieth Legislature, and Chap-
ters 69 and 70, page 195, and Chap-
ter 99, page 260, of the Acts of the
First Called Session of the Fortieth
Legislature, etc., and declaring an
emergency."

The bill was read third time.

Mr. Johnson of Dimmit offered the
following amendment to the bill:

Amend House bill No. 331, page
1598 of House Journal, in Section 8,
in the last column on said page 1598
near the bottom of the page, by strik-
ing out the following words: "during
the last two years of the above speci-
fied four-year period," and "nor in
any event after the four-year period
expires."

The amendment was adopted.

Mr. Bond moved the previous ques-
tion on the passage of the bill, and
the main question was ordered.

House bill No. 331 was then passed
by the following vote:

Yeas—104.

Mr. Speaker.	Johnson of Morris.
Adams of Jasper.	Jones of Shelby.
Adamson.	Jones of Atascosa.
Akin.	Justiss.
Alsup.	Kayton.
Anderson.	Kennedy.
Baker.	Lee.
Barron.	Lemens.
Bond.	Leonard.
Bounds.	Lockhart.
Boyd.	Long.
Brice.	McGill.
Bryant.	Magee.
Carpenter.	Martin.
Claunch.	Metcalfe.
Coltrin.	Moffett.
Cox of Lamar.	Moore.
Cunningham.	Munson.
Daniel.	Murphy.
Davis.	Olsen.
DeWolfe.	O'Quinn.
Dodd.	Petsch.
Donnell.	Ramsey.
Dowell.	Ratliff.
Dwyer.	Ray.
Elliott.	Richardson.
Engelhard.	Rogers.
Farrar.	Rountree.
Ferguson.	Sanders.
Finn.	Satterwhite.
Fisher.	Savage.
Forbes.	Scott.
Ford.	Smith of Bastrop.
Fuchs.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Stephens.
Goodman.	Stevenson.
Grogan.	Steward.
Hanson.	Strong.
Hardy.	Sullivant.
Harman.	Tarwater.
Harrison	Terrell
of El Paso.	of Cherokee.
Harrison	Towery.
of Waller.	Turner.
Hatchitt.	Vaughan.
Hefley.	Wagstaff.
Herzik.	Warwick.
Hill.	Weinert.
Hines.	West of Coryell.
Hughes.	West of Cameron.
Johnson	Wiggs.
of Dallam.	Wyatt.
Johnson	Young.
of Dimmit.	

Nays—23.

Adams of Harris.	Graves.
Burns of Walker.	Greathouse
Burns	Holland.
of McCulloch.	Holloway.
Dale.	Hoskins.
Duvall.	Keller.
Farmer.	Laird.

Lasseter.	Mathis.
Lilley.	Patterson.
McCombs.	Pope.
McDougald.	Van Zandt.
McGregor.	Walker.

Present—Not Voting.

Bradley.	Veatch.
Howsley.	

Absent.

Adkins.	Hubbard.
Albritton.	Jackson.
Beck.	Mehl.
Bedford.	Nicholson.
Brooks.	Shelton.
Caven.	Sherrill.
Coombes.	Terrell.
Cox of Limestone.	of Val Verde.
Dunlap.	Westbrook.
Holder.	

Absent—Excused.

Morse.	Reader.
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Paired.

Mr. Bradley (present), who would vote "nay," with Mr. Hubbard (absent), who would vote "yea."

Mr. Howsley (present), who would vote "yea," with Mr. Beck (absent), who would vote "nay."

Reason for Vote.

I vote "no" on House bill No. 331 because it is a high-handed, summary method to take a man's property without his day in court. It is undemocratic and unworthy free Texans. Many home owners will not be able to extend mortgages because of a cloud of a tax title.

FARMER.

Mr. Vaughan moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

RESOLUTION LAID ON TABLE
SUBJECT TO CALL.

On motion of Mr. Wagstaff (by unanimous consent), House joint resolution No. 33 was laid on the table subject to call.

HOUSE BILL NO. 406 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 406, A bill to be entitled "An Act to amend Article 5924, Re-

vised Statutes, 1925, relating to assumed names, making it unlawful for an individual to use a corporate name; providing a penalty, and declaring an emergency."

The bill was read third time.

Mr. Farmer offered the following amendment to the bill:

Amend House bill No. 406 by adding after the word "with" in line 28 these words: "provided, however, said person or persons may maintain the suit in his own name."

FARMER,
LOCKHART.

The amendment was adopted.

House bill No. 406 was then passed by the following vote:

Yeas—105.

Adamson.	Hardy.
Alsup.	Harman.
Anderson.	Harrison
Baker.	of El Paso.
Barron.	Harrison
Bedford.	of Waller.
Bounds.	Hatchitt.
Brice.	Herzik.
Brooks.	Hill.
Bryant.	Hines.
Burns of Walker.	Holland.
Burns	Holloway.
of McCulloch.	Hoskins.
Carpenter.	Howsley.
Claunch.	Hughes.
Coltrin.	Johnson
Coombes.	of Dimmit.
Cox of Lamar.	Johnson of Morris.
Cox of Limestone.	Jones of Shelby.
Cunningham.	Justiss.
Dale.	Kayton.
Davis.	Kennedy.
Dodd.	Laird.
Donnell.	Lasseter.
Dowell.	Lemens.
Dunlap.	Leonard.
Dwyer.	Lilley.
Elliott.	Long.
Engelhard.	McCombs.
Farmer.	McGill.
Farrar.	McGregor.
Ferguson.	Magee.
Finn.	Martin.
Fisher.	Metcalf.
Forbes.	Moffett.
Ford.	Moore.
Fuchs.	Munson.
Gilbert.	Murphy.
Giles.	Olsen.
Goodman.	O'Quinn.
Graves.	Patterson.
Greathouse.	Petsch.
Grogan.	Pope.
Hanson.	Richardson.

Rogers.	Towery.
Rountree.	Van Zandt.
Satterwhite.	Vaughan.
Savage.	Veatch.
Sherrill.	Weinert.
Smith of Wood.	West of Coryell.
Sparkman.	West of Cameron.
Steward.	Wiggs.
Strong.	Wyatt.
Tarwater.	Young.
Terrell	
of Cherokee.	

Nays—5.

Daniel.	Ratliff.
DeWolfe.	Walker.
Lockhart.	

Present—Not Voting.

Boyd.	Stephens.
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Absent.

Adams of Jasper.	McDougald.
Adkins.	Mathis.
Akin.	Mehl.
Albritton.	Nicholson.
Beck.	Ramsey.
Bond.	Ray.
Bradley.	Sanders.
Caven.	Scott.
Duvall.	Shelton.
Hefley.	Smith of Bastrop.
Holder.	Stevenson.
Hubbard.	Sullivant.
Jackson.	Terrell
Johnson	of Val Verde.
of Dallam.	Turner.
Jones of Atascosa.	Wagstaff.
Keller.	Warwick.
Lee.	Westbrook.

Absent—Excused.

Adams of Harris.	Reader.
Morse.	

HOUSE BILL NO. 417 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 417, A bill to be entitled "An Act to amend Article 1536, Revised Statutes of 1925, prescribing penalties for the transaction of business by foreign corporations in this State without obtaining a permit to do business in Texas, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

Yeas—111.

Adams of Harris.	Akin.
Adamson.	Alsup.

Baker.	Johnson
Barron.	of Dimmit.
Bedford.	Johnson of Morris.
Bond.	Jones of Shelby.
Boyd.	Justiss.
Brice.	Kayton.
Brooks.	Kennedy.
Br ant.	Laird.
Burns of Walker.	Lasseter.
Burns	Lemens.
of McCulloch.	Leonard.
Carpenter.	Lilley.
Claunch.	Lockhart.
Coltrin.	Long.
Coombes.	McCombs.
Cox of Lamar.	McDougald.
Cox of Limestone.	McGill.
Cunningham.	McGregor.
Dale.	Magee.
Daniel.	Martin.
Davis.	Metcalf.
DeWolfe.	Moffett.
Dodd.	Moore.
Donnell.	Munson.
Dowell.	Murphy.
Dunlap.	Olsen.
Elliott.	Patterson.
Engelhard.	Petsch.
Farmer.	Pope.
Farrar.	Ratliff.
Ferguson.	Richardson.
Finn.	Rogers.
Fisher.	Rountree.
Forbes.	Satterwhite.
Ford.	Savage.
Fuchs.	Scott.
Gilbert.	Sherrill.
Giles.	Smith of Wood.
Goodman.	Sparkman.
Graves.	Stephens.
Greathouse.	Stevenson.
Grogan.	Steward.
Hanson.	Tarwater.
Harman.	Terrell
Harrison	of Cherokee.
of Waller.	Towery.
Hatchitt.	Van Zandt.
Herzik.	Vaughan.
Hill.	Veatch.
Hines.	Walker.
Holland.	Warwick.
Holloway.	West of Coryell.
Hoskins.	West of Cameron.
Howsley.	Wiggs.
Hughes.	Young.
Johnson	
of Dallam.	

Absent.

Adams of Jasper.	Caven.
Adkins.	Duvall.
Albritton.	Dwyer.
Anderson.	Hardy.
Beck.	Harrison
Bounds.	of El Paso.
Bradley.	Hefley.

Holder.	Sanders.
Hubbard.	Shelton.
Jackson.	Smith of Bastrop.
Jones of Atascosa.	Strong.
Keller.	Sullivant.
Lee.	Terrell
Mathis.	of Val Verde.
Mehl.	Turner.
Nicholson.	Wagstaff.
O'Quinn.	Weinert.
Ramsey.	Westbrook.
Ray.	Wyatt.

Absent—Excused.

Morse. Reader.

HOUSE BILL NO. 966 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 966, A bill to be entitled "An Act providing for the attendance of the Attorney General of this State upon all hearings of the commissioners court when sitting as a board of equalization in any county of this State where the State has relinquished its ad valorem taxes to said county, either in whole or in part, for any purpose, etc., and declaring an emergency."

The bill was read third time.

Mr. Harrison of El Paso offered the following amendment to the bill:

Amend House bill No. 966, as substituted, by inserting at the end of Section 3 the following: "if the Attorney General elects to be present upon the convening of the board of equalization, upon the request made to him to examine the records relating to any particular taxpayer, which request shall be evidenced by a written petition naming the taxpayer to be investigated, signed by twenty-five residents of the county, it shall be his duty to perform each and every act mentioned in this bill which he has been given the right to do under the provisions of this bill, and upon failure, neglect or refusal to do so, he shall be guilty of official misconduct."

Mr. Metcalfe moved the previous question on the pending amendment and the bill, and the main question was ordered.

Mr. Duvall moved to reconsider the vote by which the previous question was ordered, and the motion to reconsider was lost.

Question recurring on the amendment by Mr. Harrison of El Paso, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—52.

Adams of Harris.	Hoskins.
Adams of Jasper.	Hughes.
Anderson.	Justiss.
Baker.	Kayton.
Bedford.	Keller.
Boyd.	Laird.
Carpenter.	Lilley.
Claunch.	McCombs.
Coombes.	McGill.
Davis.	Martin.
Donnell.	Metcalfe.
Dunlap.	Moffett.
Duvall.	Moore.
Dwyer.	Munson.
Engelhard.	Murphy.
Farrar.	O'Quinn.
Fisher.	Patterson.
Fuchs.	Pope.
Greathouse.	Ramsey.
Grogan.	Ratliff.
Harman.	Satterwhite.
Harrison	Smith of Wood.
of El Paso.	Sparkman.
Harrison	Stevenson.
of Waller.	Turner.
Hill.	Wagstaff.
Holloway.	West of Cameron.

Nays—67.

Akin.	Hubbard.
Alsup.	Johnson
Barron.	of Dallam.
Bond.	Johnson
Bounds.	of Dimmit.
Bradley.	Johnson of Morris.
Brice.	Jones of Shelby.
Bryant.	Jones of Atascosa.
Burns of Walker.	Kennedy.
Burns	Lasseter.
of McCulloch.	Lee.
Caven.	Lemens.
Coltrin.	Leonard.
Cox of Lamar.	Lockhart.
Cox of Limestone.	Long.
Dale.	McGregor.
Daniel.	Magee.
DeWolfe.	Petsch.
Dodd.	Rogers.
Dowell.	Rountree.
Elliott.	Sanders.
Farmer.	Savage.
Ferguson.	Scott.
Forbes.	Sherrill.
Ford.	Stephens.
Giles.	Steward.
Goodman.	Strong.
Graves.	Sullivant.
Hanson.	Tarwater.
Herzik.	Terrell
Holland.	of Cherokee.
Howsley.	Van Zandt.

Vaughan.
Walker.
Warwick.
Weinert.

West of Coryell.
Wyatt.
Young.

West of Coryell. Young.
Wyatt.

Nays—47.

Absent.

Adamson.	Mathis.
Adkins.	Mehl.
Beck.	Nicholson.
Brooks.	Olsen.
Cunningham.	Ray.
Finn.	Richardson.
Gilbert.	Shelton.
Hardy.	Smith of Bastrop.
Hatchitt.	Terrell
Hefley.	of Val Verde.
Hines.	Towery.
Holder.	Veatch.
Jackson.	Westbrook.
McDougald.	Wiggs.

Absent—Excused.

Albritton.	Reader.
Morse.	

House bill No. 966 was then passed by the following vote:

Yeas—71.

Akin.	Johnson
Alsup.	of Dallam.
Barron.	Johnson
Bond.	of Dimmit.
Bounds.	Johnson of Morris.
Boyd.	Jones of Shelby.
Bradley.	Jones of Atascosa.
Brice.	Kennedy.
Bryant.	Laird.
Burns of Walker.	Lasseter.
Burns	Lee.
of McCulloch.	Lemens.
Caven.	Lockhart.
Coltrin.	Long.
Cox of Lamar.	McGregor.
Cox of Limestone.	Magee.
Daniel.	Petsch.
DeWolfe.	Rogers.
Dodd.	Rountree.
Dowell.	Sanders.
Elliott.	Savage.
Farmer.	Scott.
Farrar.	Sherrill.
Ferguson.	Sparkman.
Finn.	Stephens.
Forbes.	Steward.
Ford.	Strong.
Giles.	Sullivant.
Goodman.	Tarwater.
Graves.	Terrell
Hanson.	of Cherokee.
Herzik.	Van Zandt.
Holland.	Vaughan.
Holloway.	Walker.
Howsley.	Warwick.
Hughes.	Weinert.

Adams of Harris.	Hubbard.
Adams of Jasper.	Justiss.
Anderson.	Kayton.
Baker.	Keller.
Bedford.	Leonard.
Carpenter.	Lilley.
Claunch.	McCombs.
Coombes.	McGill.
Dale.	Martin.
Davis.	Moffett.
Donnell.	Moore.
Dunlap.	Munson.
Duvall.	Murphy.
Dwyer.	O'Quinn.
Engelhard.	Patterson.
Fisher.	Pope.
Fuchs.	Ramsey.
Greathouse.	Ratliff.
Harman.	Satterwhite.
Harrison	Smith of Wood.
of El Paso.	Stevenson.
Harrison	Turner.
of Waller.	Wagstaff.
Hill.	West of Cameron.
Hoskins.	

Absent.

Adamson.	Mehl.
Adkins.	Metcalfe.
Beck.	Nicholson.
Brooks.	Olsen.
Cunningham.	Ray.
Gilbert.	Richardson.
Grogan.	Shelton.
Hardy.	Smith of Bastrop.
Hatchitt.	Terrell
Hefley.	of Val Verde.
Hines.	Towery.
Holder.	Veatch.
Jackson.	Westbrook.
McDougald.	Wiggs.
Mathis.	

Absent—Excused.

Albritton.	Reader.
Morse.	

Mr. Long moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

NOTICES GIVEN.

Mr. Lasseter gave notice that he would, on tomorrow, move to take up, for consideration at that time, Senate bill No. 172, which bill had heretofore been laid on the table subject to call.

Mr. Young gave notice that he would, on tomorrow, move to take up, for consideration at that time, House concurrent resolution No. 34, which resolution had heretofore been laid on the table subject to call.

RELATIVE TO HOUSE JOINT RESOLUTION NO. 21.

On motion of Mrs. Strong, certain corrections were ordered made in House joint resolution No. 21.

SENATE BILL ON FIRST READ- ING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 610, to the Committee on Public Lands and Buildings.

RECESS.

Mr. Howsley moved that the House recess to 9 o'clock a. m. tomorrow.

Mr. Anderson moved that the House adjourn until 9 o'clock a. m. tomorrow.

Question recurring on the motion by Mr. Anderson, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—27.

Anderson.	Kayton.
Baker.	Keller.
Bryant.	Lasseter.
Burns of Walker.	Leonard.
Burns	McGregor.
of McCulloch.	Moffett.
Coltrin.	Munson.
Davis.	Pope.
Donnell.	Sherrill.
Ferguson.	Stephens.
Finn.	Stevenson.
Greathouse.	Terrell
Harrison	of Cherokee.
of Waller.	Veatch.
Justiss.	Young.

Nays—74.

Mr. Speaker.	Daniel.
Adams of Jasper.	Dodd.
Akin.	Dowell.
Alsup.	Dwyer.
Barron.	Engelhard.
Bedford.	Farmer.
Bond.	Farrar.
Bounds.	Fisher.
Boyd.	Forbes.

Brice.	McCombs.
Caven.	McGill.
Claunch.	Magee.
Cox of Lamar.	Martin.
Cox of Limestone.	Metcalfe.
Ford.	Moore.
Fuchs.	Murphy.
Giles.	O'Quinn.
Graves.	Petsch.
Grogan.	Ramsey.
Hanson.	Ratliff.
Harman.	Rogers.
Hill.	Rountree.
Holland.	Sanders.
Hoskins.	Satterwhite.
Howsley.	Savage.
Hubbard.	Scott.
Hughes.	Smith of Wood.
Johnson	Sparkman.
of Dallam.	Steward.
Johnson	Strong.
of Dimmit.	Sullivant.
Johnson of Morris.	Turner.
Jones of Atascosa.	Van Zandt.
Kennedy.	Vaughan.
Lee.	Wagstaff.
Lemens.	Walker.
Lilley.	Warwick.
Lockhart.	West of Cameron.

Absent.

Adamson.	Jackson.
Adkins.	Jones of Shelby.
Beck.	Laird.
Bradley.	Long.
Brooks.	McDougald.
Carpenter.	Mathis.
Coombes.	Mehl.
Cunningham.	Nicholson.
Dale.	Olsen.
DeWolfe.	Patterson.
Dunlap.	Ray.
Duvall.	Richardson.
Elliott.	Shelton.
Gilbert.	Smith of Bastrop.
Goodman.	Tarwater.
Hardy.	Terrell
Harrison	of Val Verde.
of El Paso.	Towery.
Hatchitt.	Weinert.
Hefley.	West of Coryell.
Herzik.	Westbrook.
Hines.	Wiggs.
Holder.	Wyatt.
Holloway.	

Absent—Excused.

Adams of Harris.	Morse.
Albritton.	Reader.

Question recurring on the motion by Mr. Howsley, it prevailed, and the House accordingly, at 7 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committee has filed favorable reports on bills, as follows:
Criminal Jurisprudence: House bill No. 511 and Senate bill No. 548.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, April 28, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. J. R. No. 1, Proposing an

amendment to the Constitution of the State of Texas by amending Section 1 of Article 6, and Section 33 and Section 40 of Article 16, of the Constitution of Texas, so as to permit officers of the National Guard, the National Guard Reserves, and the Officers' Reserve Corps of the United States, and enlisted men of the National Guard, the National Guard Reserve, and the Organized Reserves of the United States, and retired officers of the United States army, navy and marine corps, and retired warrant officers and retired enlisted men of the United States army, navy and marine corps, to vote and to hold public office in Texas,

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

In Memory
of
Mrs. Alpha C. Johnson

Mr. Ford offered the following resolution:

Whereas, On Tuesday, April 28, Mrs. Alpha C. Johnson, mother of Mrs. Edgar E. Witt, wife of our Lieutenant Governor, was claimed by death; and

Whereas, The House of Representatives wishes to extend its sincere condolence and sympathy to Mrs. Witt in this her hour of bereavement; therefore, be it

Resolved, by the House of Representatives, That it received the sad news of Mrs. Johnson's death with deep sorrow and extend to Mrs. Witt and other members of the bereaved family its heartfelt sympathy in their overwhelming loss; and be it further

Resolved, That an appropriate floral offering be made, to be paid for out of the contingent fund, and that a copy of this resolution be spread upon the Journal, and a copy of this resolution be mailed to Mrs. Witt.

FORD,
WESTBROOK,
HARMAN,
WEST of Coryell.

On motion of Mr. Goodman, the names of all the members of the House were added to the resolution.

Signed—Mr. Speaker, Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Albritton, Alsup, Anderson, Baker, Barron, Beck, Bedford, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coltrin, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duvall, Dwyer, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Fuchs, Gilbert, Giles, Goodman, Graves, Greathouse, Grogan, Hanson, Hardy, Harrison of El Paso, Harrison of Waller, Hatchitt, Hefley, Herzik, Hill, Hines, Holder, Holland, Holloway, Hoskins, Howsley, Hubbard, Hughes, Jackson, Johnson of Dallam, Johnson of Dimmit, Johnson of Morris, Jones of Shelby, Jones of Atascosa, Justiss, Kayton, Keller, Kennedy, Laird, Lasseter, Lee, Lemens, Leonard, Lilley, Lockhart, Long, McCombs, McDougald, McGill, McGregor, Magee, Martin, Mathis, Mehl, Metcalfe, Moffett, Moore, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Patterson, Petsch, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Rogers, Rountree, Sanders, Satterwhite, Savage, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Steward, Strong, Sullivant, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Turner, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Cameron, Wiggs, Wyatt, Young.

The resolution was read second time, and was adopted by a rising vote.